IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 24TH AUGUST 2007 / 2ND BHADRA 1929

WP(C).No. 26038 of 2007(Y)

OPMV.1469/2004 of MOTOR ACCIDENT CLAIMS TRIBUNAL, THALASSERY

.....

PETITIONERS:

---

1. P.NANI, W/O.VISWANATHAN, SARAYU HOUSE, DHARMADAM AMSOM DESOM, DHARMADAM P.O. KANNUR DISTRICT.

2. K.SHEEBA, D/O.VISWANATHAN, SARAYU HOUSE, DHARMADAM AMSOM DESOM, DHARMADAM P.O., KANNUR DISTRICT.

3. K.SURESH, S/O.VISWANATHAN, SARAYU HOUSE, DHARMADAM AMSOM DESOM, DHARMADAM P.O., KANNUR DISTRICT.

BY ADV. SRI.M.SASINDRAN
SRI.K.T.POULOSE (KORATTY)

RESPONDENTS:

---

1. PRASUN BABA VALLACHAL, S/O.PRAKASAN, 'VASUDEV', KADAMBOOR VILLAGE, ADOOR DESOM, KADACHIRA P.O.

2. P.MURALEEDHARAN, S/O.NARAYANAN, MANAGING PARTNER, MANJOO COMPANY, MUNICIPAL BUS STAND, KANNUR.

3. UNITED INDIA INSURANCE CO.LTD., CHOVVA BRANCH, KALTEX JUNCTION, KANNUR.

4. V.PRAKASAN, S/O.SANKARAN, VASUDEVOM, KADAMBOOR AMSOM, ADOOR DESOM, KANNUR DISTRICT.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)NO.26038 OF 2007

DATED THIS THE 24th DAY OF AUGUST, 2007

JUDGMENT

The petitioners challenge order of the Motor Accident Claims Tribunal, Thalassery refusing relief under Section 140 of the Motor Vehicles Act. I am not inclined to entertain this challenge, since the petitioners have got an effective alternate remedy by way of appeal against that order provided under Motor Vehicles Act itself. Therefore, without prejudice to the right of the petitioners to file an appeal against the impugned order, this writ petition is dismissed.

S. SIRI JAGAN, JUDGE

Acd